Minute Order Form (06/97)

United States District Court, Northern District of Illinois

Name of Assigned Judge or Magistrate Judge	Edward A. Bobrick	Sitting Judge if Other than Assigned Judge	
CASE NUMBER	99 C 5489	DATE	10/25/2000
CASE TITLE	Jason Smith vs. Sentruy Publications		

MOTION: [In the following box (a) indicate the party filing the motion, e.g., plaintiff, defendant, 3rd party plaintiff, and (b) state briefly the nature of the motion being presented.]

DOCKET ENTRY:

(1) ☐ Filed motion of [use listing in "Motion" box above.]

(2) ☐ Brief in support of motion due _____.

(3) ☐ Answer brief to motion due_____. Reply to answer brief due_____.

(4) ☐ Ruling/Hearing on _____ set for _____ at _____.

(5) ☐ Status hearing[held/continued to] [set for/re-set for] on _____ set for _____ at _____.

(6) ☐ Pretrial conference[held/continued to] [set for/re-set for] on _____ set for _____ at _____.

(7) ☐ Trial[set for/re-set for] on _____ at _____.

(8) ☐ [Bench/Jury trial] [Hearing] held/continued to _____ at _____.

(9) ☐ This case is dismissed [with/without] prejudice and without costs[by/agreement/pursuant to] ☐ FRCP4(m) ☐ General Rule 21 ☐ FRCP41(a)(1) ☐ FRCP41(a)(2).

(10) ■ [Other docket entry] Enter Consent Decree. The parties have agreed to an amicable resolution of this matter, without trial, and without adjudication of the merits through entry of the Consent Decree. All matters are hereby dismissed, with prejudice, with each party bearing their own respective costs and attorney's fees. Any pending motions are denied as moot. Any pending dates are stricken.

EAB [signature]

(11) ■ [For further detail see order attached to the original minute order.]

	No notices required, advised in open court.	3 number of notices	Document Number
	No notices required.	OCT 26 2000 date docketed	38
✓	Notices mailed by judge's staff.	[initials] docketing deputy initials	
	Notified counsel by telephone.	10/25/2000 date mailed notice	
	Docketing to mail notices.	TH mailing deputy initials	
	Mail AO 450 form.		
	Copy to judge/magistrate judge.		
TH✓	courtroom deputy's initials	ED-7 FILED FOR DOCKETING 00 OCT 25 AM 11:58 Date/time received in central Clerk's Office	

DOCKETED
OCT 26 2000

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

JASON SMITH, Plaintiff, v. SENTURY PUBLICATIONS, INC. d/b/a WINDY CITY TIMES Defendant.	)))))))))))	Civil Action No. 99 C 5489 ~~Judge Guzman~~ Magistrate Judge Bobrick

CONSENT DECREE

Plaintiff JASON SMITH ("SMITH") filed its complaint against Defendant SENTURY PUBLICATIONS, INC d/b/a WINDY CITY TIMES. ("WCT") alleging acts of Copyright ownership and infringement. The parties have agreed to an amicable resolution of this matter, without trial and without adjudication of the merits, through entry of this Consent Decree.

IT IS ORDERED, ADJUDGED AND DECREED THAT:

1. Defendant WCT acknowledges that Plaintiff SMITH is the owner of all right, title and interest in and to any and all photographs taken by SMITH on behalf of or appearing in any WCT publication ("the Photographs").

2. Defendant WCT acknowledges the validity and enforceability of Plaintiff's Copyright Registration Nos. VA 966-837 and VA 971-068 ("the Copyright Registrations"), as well as Plaintiff SMITH's exclusive right, title and interest thereto.

3. Defendant WCT shall be, and as of entry of this order is, permanently enjoined from using, reproducing, selling, transferring, preparing derivative works or otherwise distributing copies

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of any of the Photographs.

4. Defendant WCT shall immediately return any and all Photographs regardless of format (i.e. print, slide, electronic, etc.) which are in its possession. Additionally, Defendant has an ongoing duty to return any of the Photographs which are uncovered after the entry of this Consent Decree.

5. Defendant WCT warrants that it has not conveyed, transferred or otherwise assigned any of the Photographs to any third person or entity, nor has Defendant WCT transferred, conveyed or assigned any claims which it may possess to any third person or entity.

6. Plaintiff SMITH and Defendant WCT each acknowledge this Court's continuing jurisdiction over the enforcement of this Consent Decree.

7. The rights, benefits and obligations under this Consent Decree shall be binding to and shall inure to the parties hereto as well as to their respective representatives, successors and assigns.

IT IS FURTHER ORDERED:

That all other matters relating to the above-captioned controversy are to be and are hereby dismissed with prejudice, with each party bearing their own respective costs and attorney's fees.

ENTERED on October 25, 2000.

Edward A Bobrick
Magistrate Judge Bobrick
U.S. District Court Judge

Approved on behalf of Plaintiff
JASON SMITH

Jason Smith

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